

FLORIDA PUBLIC SERVICE COMMISSION

Item 8

VOTE SHEET

September 7, 2017

FILED 9/7/2017  
DOCUMENT NO. 07587-2017  
FPSC - COMMISSION CLERK

Docket No. 20160165-SU – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

**Issue 1:** Is the quality of service provided by Beaches Sewer Systems, Inc. satisfactory?

**Recommendation:** Yes, the quality of service provided by Beaches Sewer Systems, Inc. should be considered satisfactory. The Utility’s wastewater treatment plant (WWTP) and related facilities are in substantial compliance with DEP’s requirements and is working towards full compliance.

**APPROVED**

COMMISSIONERS ASSIGNED: All Commissioners

COMMISSIONERS’ SIGNATURES

MAJORITY

DISSENTING

*Donald Polunian*  
*[Signature]*  
*[Signature]*

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**REMARKS/DISSENTING COMMENTS:**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 2:** What are the used and useful percentages (U&U) of the Beaches Sewer Systems, Inc. wastewater treatment plant and wastewater collection system?

**Recommendation:** Beaches' WWTP should be considered 64.3 percent U&U. The wastewater collection system should be considered 90.5 percent U&U. There appears to be no excessive infiltration and inflow (I&I), therefore staff is not recommending an adjustment be made to operating expenses for chemicals and purchased power.

**APPROVED**

**Issue 3:** What is the appropriate average test year rate base for Beaches Sewer Systems, Inc.?

**Recommendation:** The appropriate average test year rate base for Beaches is \$94,842.

**APPROVED**

**Issue 4:** What is the appropriate return on equity and overall rate of return for Beaches Sewer Systems, Inc.?

**Recommendation:** The appropriate return on equity (ROE) is 11.16 percent with a range of 10.16 percent to 12.16 percent. The appropriate overall rate of return is 5.35 percent.

**APPROVED**

**Issue 5:** What are the appropriate test year revenues for Beaches Sewer Systems, Inc.?

**Recommendation:** The appropriate test year revenues for Beaches are \$131,256.

**APPROVED**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 6:** What is the appropriate amount of operating expense for Beaches Sewer Systems, Inc.?

**Recommendation:** The appropriate amount of operating expense for Beaches is \$166,348.

**APPROVED**

**Issue 7:** Should the Commission utilize the operating ratio methodology as an alternative method of calculating the revenue requirement for Beaches Sewer Systems, Inc. and, if so, what is the appropriate margin?

**Recommendation:** Yes. The Commission should utilize the operating ratio methodology for calculating the revenue requirement for Beaches. The margin should be 7.25 percent of O&M expense.

**APPROVED**

**Issue 8:** What is the appropriate revenue requirement?

**Recommendation:** The appropriate revenue requirement is \$176,348 resulting in an annual increase of \$45,092 (34.35 percent).

**APPROVED**

**Issue 9:** What is the appropriate rate structure and rate for Beaches Sewer Systems, Inc.?

**Recommendation:** Staff recommends a monthly flat rate for residential and general wastewater service of \$43.03 per month as shown on Schedule No. 4 of staff's memorandum dated August 24, 2017. The Utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should be effective for service rendered or connections made on or after the stamped approval date on the tariff sheets provided customers have received notice, pursuant to Rule 25-30.475, F.A.C. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 10:** What are the appropriate miscellaneous service charges for Beaches Sewer Systems, Inc.?

**Recommendation:** The miscellaneous service charges identified in Table 10-4 of staff's memorandum dated August 24, 2017, are appropriate and should be approved. The Utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved miscellaneous service charges. The approved charges should be effective for service rendered on or after the stamped approval date on the tariff sheets provided customers have received notice, pursuant to Rule 25-30.475, F.A.C. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Issue 11:** Should Beaches Sewer Systems, Inc. be authorized to collect Non-Sufficient Funds Charges (NSF)?

**Recommendation:** Yes. Beaches should be authorized to collect NSF charges. The Utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved NSF charges. The approved charges should be effective for service rendered on or after the stamped approval date on the tariff sheets provided customers have received notice, pursuant to Rule 25-30.475, F.A.C. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Issue 12:** What is the appropriate late payment charge to be implemented by Beaches Sewer Systems, Inc.?

**Recommendation:** The appropriate late payment charge to be implemented by Beaches should be \$5.43. The Utility should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved late payment charge. The approved charge should be effective for service rendered on or after the stamped approval date on the tariff sheets provided customers have received notice, pursuant to Rule 25-30.475, F.A.C. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 13:** Should Beaches Sewer System's, Inc. existing service availability charges be revised, and if so, what are the appropriate charges?

**Recommendation:** Yes. Beaches' existing wastewater service availability charges should be revised in part. A main extension charge of \$375 per ERC should be approved. The recommended service availability charge should be based on an estimated 240 gallons per day (gpd) of treated wastewater. The Utility's existing customer connection and plant capacity charges should be continued. The Utility should file revised tariff sheets and a proposed customer notice. Beaches should provide notice to property owners who have requested service in the 12 months prior to the month the SARC application was filed. The approved charges should be effective for connections made on or after the stamped approval date on the tariff sheets. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Issue 14:** Should Beaches Sewer System's, Inc. guaranteed revenue charge be revised?

**Recommendation:** Yes. Beaches' guaranteed revenue charge should be revised. Staff's recommended guaranteed revenue charge is \$11.79 per ERC. The Utility should file revised tariff sheets and a proposed customer notice. Beaches should provide notice to property owners who have requested service beginning 12 months prior to the month the application was filed to the present, as well as all property owners currently paying the guaranteed revenue charge. The approved charge should be effective for connections made on or after the stamped approval date on the tariff sheets. The Utility should provide proof of noticing within 10 days of rendering its approved notice.

**APPROVED**

**Issue 15:** Should the Utility be required to discontinue the collection of Allowance for Funds Prudently Invested (AFPI) for the collection system?

**Recommendation:** Yes. Staff recommends that the Utility should be required to discontinue the collection of AFPI charges for the collection system and the tariff for AFPI should be canceled.

**APPROVED**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 16:** Should the Commission approve a Phase II increase for pro forma items for Beaches Sewer Systems, Inc.?

**Recommendation:** No. Staff believes that a final decision on the amount of the Phase II revenue requirement and rates should be made after the Utility has completed the Phase II pro forma projects and the costs have been evaluated. The Utility should complete the pro forma items within 12 months of the issuance of the consummating order. After this period, the Utility should be required to submit within 60 days a copy of the final invoices and cancelled checks for all Phase II pro forma plant and O&M items to staff. If the Utility encounters any unforeseen events that will impede the completion of the pro forma items, the Utility should immediately notify the Commission in writing. Once the required information has been submitted by the Utility and evaluated by staff, a recommendation regarding the appropriate amount of the Phase II revenue requirement and rates should be considered by the Commission.

**APPROVED**

**Issue 17:** What is the appropriate amount by which rates should be reduced four years after the published effective date to reflect the removal of the amortized rate case expense?

**Recommendation:** The wastewater rates should be reduced as shown on Schedule No. 4 of staff's memorandum dated August 24, 2017, to remove rate case expense grossed-up for RAFs and amortized over a four-year period. The decrease in rates should become effective immediately following the expiration of the four-year rate case expense recovery period. The Utility should be required to file revised tariffs and a proposed customer notice setting forth the lower rates and the reason for the reduction no later than one month prior to the actual date of the required rate reduction. If Beaches files this reduction in conjunction with a price index or pass-through rate adjustment, separate data should be filed for the price index and/or pass-through increase or decrease and the reduction in the rates due to the amortized rate case expense.

**APPROVED**

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 18:** Should the recommended rates be approved for Beaches Sewer Systems, Inc. on a temporary basis, subject to refund with interest, in the event of a protest filed by a party other than the Utility?

**Recommendation:** Yes. Pursuant to Section 367.0814(7), F.S., the recommended rates should be approved for the Utility on a temporary basis, subject to refund with interest, in the event of a protest filed by a party other than the Utility. Beaches should file revised tariff sheets and a proposed customer notice to reflect the Commission-approved rates. The approved rates should be effective for service rendered on or after the stamped approval date on the tariff sheet, pursuant to Rule 25-30.475(1), F.A.C. In addition, the temporary rates should not be implemented until staff has approved the proposed notice, and the notice has been received by the customers. Prior to implementation of any temporary rates, the Utility should provide appropriate security. If the recommended rates are approved on a temporary basis, the rates collected by the Utility should be subject to the refund provisions discussed in the analysis portion of staff's memorandum dated August 24, 2017. In addition, after the increased rates are in effect, pursuant to Rule 25-30.360(6), F.A.C., the Utility should file reports with the Commission's Office of Commission Clerk no later than the 20th of each month indicating the monthly and total amount of money subject to refund at the end of the preceding month. The report filed should also indicate the status of the security being used to guarantee repayment of any potential refund.

**APPROVED**

**Issue 19:** Should the Utility be required to notify the Commission, in writing, that it has adjusted its books in accordance with the Commission's decision?

**Recommendation:** Yes. The Utility should be required to notify the Commission, in writing, that it has adjusted its books in accordance with the Commission's decision. Beaches should submit a letter within 90 days of the final order in this docket, confirming that the adjustments to all the applicable NARUC USOA primary accounts have been made to the Utility's books and records. In the event the Utility needs additional time to complete the adjustments, notice should be provided within seven days prior to deadline. Upon providing good cause, staff should be given administrative authority to grant an extension of up to 60 days.

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Item 8

**Docket No. 20160165-SU** – Application for staff-assisted rate case in Gulf County by ESAD Enterprises, Inc. d/b/a Beaches Sewer Systems, Inc.

(Continued from previous page)

**Issue 20:** Should this docket be closed?

**Recommendation:** No. If no person whose substantial interests are affected by the proposed agency action files a protest within 21 days of the issuance of the order, a consummating order should be issued. The docket should remain open (1) for staff's verification that the revised tariff sheets and customer notice have been filed by the Utility and approved by staff, (2) for the Utility to provide proof that the adjustments for all applicable NARUC USOC primary accounts have been made, and (3) for the Commission to address Phase II of this docket.

**APPROVED**